

CITY UTILITIES COMMITTEE

MINUTES

FEBRUARY 1, 2011

The regularly scheduled meeting of the City Utilities Committee was rescheduled to **Tuesday, February 1, 2011 10:05 a.m.**, in Committee Room #2. The following members were present:

The Honorable Natalyn M. Archibong, Chair
The Honorable H. Lamar Willis, Vice-Chair
The Honorable C. T. Martin
The Honorable Yolanda Adrean
The Honorable Howard Shook
The Honorable Carla Smith

The following member was absent:

The Honorable Aaron Watson

Others present at the meeting were: M. Theresa Stewart, Stephanie Grant and Marc Goncher, Law Interim Commissioner Dexter White; Department; Deputy Commissioner Jim Beard, Susan Rutherford; Department of Watershed Management; Department of Public Works; Keith Brooks, Office of Procurement; Anita Williams, Office of the Mayor; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 10:05 a.m. after declaring a quorum present. She then proceeded with the following order of business.

- A. ADOPTION OF AGENDA - ADOPTED**
- B. APPROVAL OF MINUTES - APPROVED**
- C. ELECTION OF VICE-CHAIR Councilmember Howard Shook made a motion to elect Councilmember H. Lamar Willis as Vice-Chair. The vote was unanimous**
- D. PRESENTATIONS**
 - 1. 2010 4TH Quarter and Year End Review**
 - 2. PMTS Contract Monthly Review – Will be presented at the next meeting February 15, 2011 along with the 2010 4TH Quarter and Year End Review by DPW**

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E. ORDINANCES FOR SECOND READING

- 11-O-0089 (1) An Ordinance by Councilmembers Michael Julian Bond, Cleta Winslow, Aaron Watson, H. Lamar Willis and Ivory Lee Young, Jr. to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; to authorize the Department of Public Works, Office of Transportation to install street sign toppers at each corner of the intersection; to constitute a committee to study, evaluate and recommend an additional and appropriate honor for Flipper Temple AME Church; and for other purposes. **(Referred from Transportation Committee)**
(Councilmember Martin made a motion to file.)

FILE

- 11-O-0108 (2) An Ordinance by Councilmember Michael J. Bond to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; and for other purposes. **(To be advertised for a Public Hearing)**
(Councilmember Smith made a motion to hold for further discussion and a Public Hearing.)

HELD

F. RESOLUTIONS

- 11-R-0007 (1) An **Amended** Resolution by City Utilities Committee authorizing the Department of Watershed Management to approve a Task Order to BGR, JV, for FC-4906C, Annual Contract for Architectural and Engineering Services, for the South Area Consolidation Study, on behalf of the Department of Watershed Management in an amount not to exceed \$398,748.00; all contracted work to be charged to and paid from Fund, Department Organization and Account Number and PTAEAO Numbers listed; and for other purposes. **(Referred back from Council 1/18/2011)**
(Councilmember Adrean made a motion to approve as amended on condition.)

FAVORABLE AS AMENDED ON CONDITION

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RESOLUTIONS (CONT'D)

- 11-R-0133 (2) A Resolution by City Utilities Committee to authorize the Mayor or his designee to enter into a Consent Agreement with the Public Service Commission, State of Georgia and to authorize payment pursuant to the Consent Agreement in the amount of \$30,000.00; and for other purposes.
(Councilmember Martin made a motion to approve.)

FAVORABLE

G. ORDINANCE FOR FIRST READING

- 11-O-0132 (1) An Ordinance by City Utilities Committee authorizing the Chief Financial Officer to amend the FY 2011 (Water and Wastewater Renewal and Extension Fund) (5052) Budget in the amount of the \$100,000.00 to transfer funds from the Water and Wastewater Renewal and Extension Fund Reserve for Appropriations and add to appropriations for McDaniel Branch Wetlands Project; and for other purposes,

TO BE REFERRED TO CITY UTILITIES COMMITTEE

H. PAPERS HELD IN COMMITTEE

- 10-O-0939 (1) A **Substitute** Ordinance by City Utilities Committee to amend Chapter 154, Article V. Division IV. Section 297 of the Atlanta City Code of Ordinances Entitled "City of Atlanta Grease Management Ordinance" (§154-297 et seq.) to adjust Wastewater Discharge Permit Fees; and for other purposes.
(Substituted and held 8/31/10) (Public Hearing held 9/21/10)

HELD

- 10-O-0940 (2) A **Substitute** Ordinance by City Utilities Committee to amend Article V of Chapter 154 of the Atlanta City Code Entitled "Sewage Disposal" (§154-196 et seq.); to create a fee for the issuance of an Industrial Wastewater Discharge Permit; to create a fee for Annual Inspections; and for other purposes. **(Held 6/15/10) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

- 10-O-1058 (3) An **Amended** Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances. for the Department of Watershed Management Bureau of Drinking Water to adjust Meter Hydrant Service and Installation Fees; and for other purposes. **(Amended and held 7/13/10) (Public Hearing held 9/21/10)**

HELD

- 10-O-1059 (4) A **Substitute** Ordinance to amend Section 173 (Charges for Sewers laid by Developer for Use of Development), Division 2 (Assessments), Chapter 154 (Utilities), Article IV (Sewer Construction and Assessments), of the City of Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for plan review related to Riparian Buffer authorized Encroachment Applications; to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for Plan Review related to Post Development Stormwater Management; to create a new Section 208 (Fees), Article VI (Flood Area Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Flood Plain Management; to create a new Section 406 (Fees), Article VIII (Wetland Protection Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Wetlands Protection; and for other purposes. **(Held 6/29/10 for a Public Hearing) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 10-O-1688 (5) An Ordinance by Councilmembers Ivory L. Young, Jr. and Michael J. Bond, authorizing the Mayor or his designee to **abandon** the portion of James P. Brawley Drive, SW located between Beckwith and Martin Luther King, Jr. Drive, SW on the east and located between Mitchell Street, SW and Beckwith Street, SW on the west and being more specifically described in Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14th District, Fulton County, Georgia; to abandon the portion of

Mitchell Street, SW between James P. Brawley Drive, SW and Paschal Boulevard, SW as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon Student Nonviolent Coordinating Committee ("SNCC") Way, SW between 399.76' south of Mitchell Street, SW and Beckwith Street, SW on the west side and between Mitchell Street, SW and Beckwith Street, SW on the west side as marked on Exhibit "A" and more completely described in Exhibit "D"; and for other purposes. **(To be advertised for a Public Hearing) (Held 9/14/10 for further discussions and a Public Hearing)**

HELD

- 10-O-1981 (6) An Ordinance by Councilmembers Kwanza Hall, Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Yolanda Adrean **as amended by City Utilities Committee** authorizing the Mayor or his designee to rename Harris Street, NW located in Downtown Atlanta between Piedmont Avenue, NW and Park Drive, NW in its entirety to John Portman Boulevard, NW; and for other purposes. **(Public Hearing Held and Amended 11/30/10) (Referred back by Council 1/3/11)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 10-R-2122 (7) A Resolution by City Utilities Committee authorizing the Mayor to enter into an Amendment Agreement No. 1, for the constructed Wetlands Project Cost Share Agreement located in McDaniel Branch with the United States Army Corps of Engineers ("USACE") to include an additional property located on Land Lot F0073 of the 14th (FF) District, Fulton County Georgia Parcel Number 14F-0073-LL-074-9 of the 14th (FF) District, Fulton County Georgia, Parcel Number 14F-0073-LL-074-9 in an amount not to exceed \$100,000.00; all contracted work will be charged to and paid from Fund, Department Organization and Account Numbers listed; and for other purposes. **(Held 11/30/10 at department request.)**

HELD

- 10-R-2126 (8) A **Substitute** Resolution by City Utilities Committee authorizing the Mayor to enter into an agreement with Stack/NAPM, LLC, a Joint Venture, for FC-4757, South River Basin – East Point Sewer Replacement, on behalf of the Department of Watershed Management, in an amount not to exceed \$14,578,251.74; all contracted work will be charged to and paid from Fund, Department Organization and Account Numbers and PTAEAO Numbers listed; and for other purposes. **(Referred back by Council 1/3/11) (Held 1/14/11 at the request of the department)**

HELD

- 10-R-2222 (9) A Resolution by Councilmember Felicia A. Moore authorizing the Mayor to execute Amendment Agreement Number 6 with Tople Construction, Inc., for FC-4943E, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, for the Simms Avenue and Johnson Road Curbing Projects, on behalf of the Department of Public Works, in an amount not to exceed \$78,496.20; all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers; and for other purposes. **(Held 12/14/10 at the author's request.)**
(Councilmember Martin made a motion to file.)

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PAPERS HELD IN COMMITTEE (CONT'D)

- 10-R-2223 (10) A Resolution by Councilmember Felicia A. Moore authorizing the Mayor to execute Amendment Agreement Number 5 with SD&C, Inc., for FC-4943D, Annual Contract to Construct Sidewalks, Driveways, Curbs and Gutters, for the Bolton Road/Marietta Boulevard Intersection Projects, on behalf of the Department of Public Works, in an amount not to exceed \$64,947.50; all contracted work to be charged to and paid from Various Fund, Department Organization and Account Numbers; and for other purposes. **(Held 12/14/10 at the author's request.)**
(Councilmember Martin made a motion to file.)

FILE

- 11-O-0080 (11) An Ordinance by Councilmember Kwanza Hall authorizing the Mayor or his designee to impose a Moratorium on street name changes for six (6) months; and for other purposes. **(Held 1/14/11 at the request of the author)**

HELD

- 11-R-0088 (12) A Resolution by Councilmembers Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Cleta Winslow authorizing the Mayor or his designee to enter into an agreement between the City of Atlanta and the Urban Villa Neighborhood Association allowing the installation of a neighborhood sign within a certain right-of-way; and for other purposes. **(Held 1/14/11 for further review)**

HELD

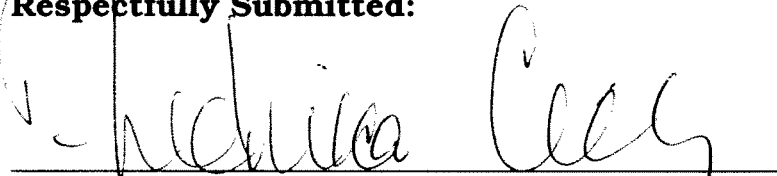
I. REQUESTED ITEMS

1. Councilmember Shook made a request to the Law Department to respond to how the City can pursue individuals and businesses that have had water debts with the City and are allowed to open new accounts. What can the City do about it?
2. Councilmember Shook requested a status report on the Auditor's recommendations.

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There being no further business to come before the Committee, the meeting was adjourned at 11:20 a.m.

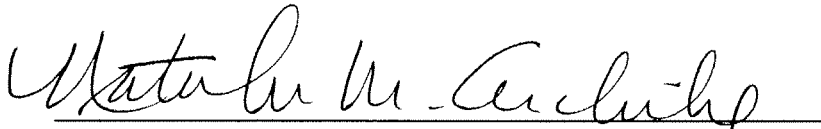
Respectfully Submitted:



Fredrieca Cooper, Legislative Assistant



Alfred Berry, Jr., Research and Policy Analyst



The Honorable Natalyn M. Archibong, Chair
City Utilities Committee